

FREQUENTLY ASKED QUESTIONS ABOUT
Koehlinger et al. v. Hoosier Lottery (Cash Blast Lawsuit)

The following Q&A covers general aspects of the *Koehlinger v. Hoosier Lottery* (Cash Blast) lawsuit.

Q: What is this lawsuit about?

A: Two individuals Jeff Koehlinger and Jeff Frazer filed this lawsuit on January 5, 2007. **The Complaint, which started the lawsuit, alleged that the Hoosier Lottery publically over-represented the number and amount of prizes remaining in the Cash Blast Game from roughly May 2005 to July 2006.** The case is now a class action, meaning a class of people similarly situated to Jeff Koehlinger and Jeff Frazer may join them as suing parties (“the plaintiff class”).

Q: Who is “the class” or “the plaintiff class” in this lawsuit?

A: The “class” or “plaintiff class” is all persons who purchased tickets to the Hoosier Lottery’s Cash Blast game (Instant Game No. 743) from May 18, 2005 until July 6, 2006.

Q: What is the difference between being a member of the class and not being a member of the class?

A: **Members of this class** are: 1) entitled to notice and given an opportunity to be heard respecting any proposed settlement or voluntary dismissal of the lawsuit; 2) bound by all the rulings and the ultimate judgment in this case; and, 3) represented by class counsel, which is the same legal counsel who originally brought this lawsuit on behalf of Jeff Koehlinger and Jeff Frazer in 2007.

People who either do not qualify as class members or who qualify but choose to exclude themselves from the class are not participants in the *Koehlinger v. Hoosier Lottery* lawsuit, will not be entitled to share in the benefits, if any, of any settlement or other recovery obtained by plaintiffs in this action, and will not be bound by any judgment.

Q: Who is “class counsel” in this case?

A: By order of the presiding court, counsel for the class is Richard A. Waples, of the law firm, WAPLES & HANGER.

Q: What do I do if I think I may be a member of the class (that is, a person purchased tickets to the Hoosier Lottery’s Cash Blast game (Instant Game No. 743) from May 18, 2005 until July 6, 2006)?

A: **If you think you may be a member of the class and want to be in the class**, you do not have to do anything, but if you have not already provided your contact information to counsel for the class, you *should* mail or e-mail your name, e-mail address, mailing address, and phone number to class counsel at the mailing address or e-mail address below. If you have already provided your contact information to Waples & Hanger, you do not need to contact the firm again now unless that information has changed.

If you think you may be a member of the class and do not want to be, you *must* mail a written or electronic request for exclusion from the class, postmarked (if by mail) and submitted electronically (if by e-mail), no later than January 31, 2009.

The address to mail your contact information or request to be excluded is:

**WAPLES & HANGER
410 N. Audubon Road
Indianapolis, Indiana 46219**

The address to e-mail contact information or exclusion requests to is:

info@wapleshanger.com

Q: Where can I get information about this lawsuit from time to time?

A: The best place for information about the Hoosier Lottery’s Cash Blast game (Instant Game No. 743) litigation regarding is the website:

<http://www.hoosierlotteryclassaction.com>

This website is designed to be active and available 24 hours a day during the course of this litigation.

Q: Should I call class counsel to find out information about this lawsuit?

A: As a general matter, **you should try to avoid telephoning the lawyers representing the class.** The actual size of the class in this matter is unknown, but its potential size makes phone communication impractical. You *should* make sure that class counsel have your contact information. (See the answer to the question above to find out how to provide that information). Once you have provided contact information, class counsel can contact *you* if there is a need to communicate information about the case.

Q: What should I do with any Cash Blast tickets I have?

A: Keep them in a safe place. Litigation like this can go on for a long time, but at some point class members may need to produce proof they purchased Cash Blast tickets, and being able to produce the tickets would be the best way to do this.

Q: Can I tell, by looking at my Cash Blast tickets, whether I purchased them between May 18, 2005 until July 6, 2006 (the period that defines the class)?

A: No. Although the tickets contain encoded information that should establish when they were purchased, you cannot tell the date of purchase by visual inspection. **Consequently, you should keep all your Cash Blast tickets in a safe place during the course of this litigation, even if you think you might have purchased some of them outside the period that defines the class.**
